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OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of : September 30, 2004
J. P. Brezin, et al : Group Art No.: 2172
Serial No. 09/282,860 : Examiner: J. Fluerantin
Filed: March 31, 1999 : for IBM Corporation
Title: OPTIMIZATION OF SYSTEM Anne Vachon Dougherty
PERFORMANCE BASED ON 3173 Cedar Road
COMMUNICATION RELATIONSHIP Yorktown Heights, NY 10598

**PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 CFR 137(b)**

Petitions Branch
Commissioner for Patents

Sir:

Applicants herein petition for revival of the above-identified patent application which was unintentionally abandoned as of July 28, 2004. Applicants aver the following:

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(1) that a proposed response accompanies this Petition in the form of the Issue Fee Transmittal and Letter to the Official Draftsman with formal drawings;

(2) that a check in the amount of the requisite petition fee of \$1330.00, under 37 CFR 1.17(m) is enclosed; and

(3) that the entire delay, from the due date of the required reply to the date of the filing of this petition, was unintentional.

Questions with regard to this petition should be addressed to the undersigned attorney at (914) 962-5910.

Respectfully submitted,
J. Brezin, et al

By: Anne Vachon Dougherty
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